

FORM PTO-1390 (Modified) \* U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE  
(REV. 2-2005)

TRANSMITTAL LETTER TO THE UNITED STATES

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

FAR-C581

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/537995

INTERNATIONAL APPLICATION NO.  
PCT/EP2003/012409

INTERNATIONAL FILING DATE  
06 NOV 2003

PRIORITY DATE CLAIMED  
10 DEC 2002

TITLE OF INVENTION

MARKING DEVICE FOR ENCODING METALLIC WORKPIECES WITH TWO-DIMENSIONAL MATRIX CODES

APPLICANT(S) FOR DO/EO/US

Konrad FROHLICH

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☒ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 23 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☒ A substitute specification.
18. ☒ A power of attorney and/or change of address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☐ Express Mail Label No.
23. ☒ Other items or information:

Application Data Sheet

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <div style="font-size: 2em; font-weight: bold; margin-top: 10px;">10/557995</div>		INTERNATIONAL APPLICATION NO. <div style="font-weight: bold; margin-top: 10px;">PCT/EP2003/012409</div>		ATTORNEY'S DOCKET NUMBER <div style="font-weight: bold; margin-top: 10px;">FAR-C581</div>					
The following fees are submitted: 24. <input checked="" type="checkbox"/> Basic national fee ..... \$300				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:10%;">CALCULATIONS</th> <th style="width:10%;">PTO USE</th> </tr> <tr> <td style="text-align: right;">\$ 300.00</td> <td></td> </tr> </table>		CALCULATIONS	PTO USE	\$ 300.00	
CALCULATIONS	PTO USE								
\$ 300.00									
25. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4). ..... \$100 All other situations. .... \$200				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 200.00</td> <td></td> </tr> </table>		\$ 200.00			
\$ 200.00									
26. <input checked="" type="checkbox"/> Search fee ..... Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100 International Search Report prepared and provided to the Office ..... \$400 All other situations. .... \$500				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 400.00</td> <td></td> </tr> </table>		\$ 400.00			
\$ 400.00									
<b>TOTAL OF 24, 25 and 26 =</b>				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 900.00</td> <td></td> </tr> </table>		\$ 900.00			
\$ 900.00									
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.									
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)	RATE						
- 100 =	0	/50 = 0	x \$250.00	\$ 0.00					
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$</td> <td></td> </tr> </table>		\$			
\$									
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE						
Total claims	15 - 20 =	0	x \$50.00	\$ 0.00					
Independent claims	1 - 3 =	0	x \$200.00	\$ 0.00					
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>		\$ 0.00			
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<b>TOTAL OF ABOVE CALCULATIONS =</b>				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 900.00</td> <td></td> </tr> </table>		\$ 900.00			
\$ 900.00									
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 450.00</td> <td></td> </tr> </table>		\$ 450.00			
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<b>SUBTOTAL =</b>				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 450.00</td> <td></td> </tr> </table>		\$ 450.00			
\$ 450.00									
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>		\$ 0.00			
\$ 0.00									
<b>TOTAL NATIONAL FEE =</b>				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 450.00</td> <td></td> </tr> </table>		\$ 450.00			
\$ 450.00									
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>		\$ 0.00			
\$ 0.00									
<b>TOTAL FEES ENCLOSED =</b>				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 450.00</td> <td></td> </tr> </table>		\$ 450.00			
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Amount to be	\$								
Amount to be	\$								
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>12-2174</u> . A duplicate copy of this sheet is enclosed. d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.									
<b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.									
SEND ALL CORRESPONDENCE TO: George A. Loud LORUSSO & LOUD 3137 Mount Vernon Avenue Alexandria, VA 22305									
<div style="text-align: center;">             SIGNATURE            George A. Loud            NAME            25,814            REGISTRATION NUMBER         </div>									